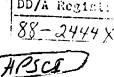
Central Intelligence Agency



Washington, D. C. 20505



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Mr. Michael J. O'Neil Chief Counsel House Permanent Select Committee on Intelligence House of Representatives Washington, D.C. 20515

Dear Mr. O'Neil:

considering which include:

On 7 November 1988 our General Counsel, Mr. Russell Bruemmer, accepted an invitation from you to meet with representatives of your staff and certain former spouses of Agency employees and retirees to discuss issues of concern to the former spouses. Mr. Bruemmer has raised these issues with the Office of Personnel and myself and I thought it appropriate to give you some feedback on our current activity regarding former spouses. Although we have taken some positive steps to ensure that spouses and former spouses are aware of benefits and entitlements, it is obvious from these discussions that more needs to be done.

First, I want to assure you that the Agency does very much care about the former spouses of our Agency employees. They have made significant contributions in support of our mission and we do not take lightly their concerns. It does appear, however, that we need to provide more opportunity for communication between this group and the Agency.

In Mr. Bruemmer's discussion w	ith the former spouses, several issues
and concerns were raised involving	communications with current spouses of
Agency employees.	a retired Agency employee and a former
spouse, prepared at our request an	extensive report to identify proposals
for improving this relationship. S	ubsequently, we convened a working group
which included working spouses who	reviewed these recommendations and we
believe them to be well founded. A	s a result, we are in the process of
setting up a spousal advisory board	, as recommended by
This board will be comprised of non-	-Agency employed spouses including
representation of former spouses.	This board will provide a vehicle for
direct communication with the Agenc	y. From time to time I envision meeting
with this board to address specific	issues they wish to bring to my
attention. Also, our Family Employ	ee Liaison Office will be participating
in this process to provide broader	information and better interaction with
spouses. This was also a suggestion	n from report.
	her approaches, however, we are

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a) formal notification to spouses of entitlements when an Agency employee is designated into CIARDS or the corresponding special provisions of the Federal Employees Retirement System. We envision there being a requirement for a spouse's notarized acknowledgment of this notification the signature of a witness will be required.

- b) special handouts detailing entitlements which can be made readily available to spouses and lawyers.
- c) periodic notices to all current spouses detailing retirement entitlements
- d) advertisements in the news media and legal trade journals regarding existing legislation and deadlines associated with making application for benefits under existing legislation. This includes utilizing such publications as the Wall Street Journal, Washington Post, New York Times, USA Today, National Association of Retired Federal Employees (NARFE) newsletter, the Central Intelligence Agency Retiree Association (CIRA) newsletter, the Legal Times, the American Bar Association Journal and local bar association journals.

Additionally, I have been advised by Mr. Bruemmer that the Office of General Counsel is in the process of drafting guidelines to explain Agency-administered former spouse entitlements. These guidelines are intended for publication in the Federal Register, and possibly appropriate legal journals. They will be similar to those issued by the Office of Personnel Management as Appendix A to Subpart Q of Part 831 of Title 5 of the Code of Federal Regulations, Guidelines for Interpreting State Court Orders Dividing Civil Service Retirement Benefits. The Office of General Counsel is also exploring the possibility of writing articles on this topic that could be carried in an array of publications, including periodicals targeted at senior citizens and retirees and those likely to be read by lawyers who handle divorce cases.

There was also some concern expressed that the Agency is seeking to undo current legislation and return all former spouse issues to court deliberations. This is not an issue we seek to propose. Our view is that the existing legislation was enacted to overcome shortcomings in court-ordered settlements and this requirement remains valid today.

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Again, this Agency takes very seriously the concerns of both the present and former spouses of its employees. We will continue to seek ways to foster better communications with these individuals and see if we can make improvements in the system that we have outlined. We support efforts to ensure that former spouses receive benefits to which they are entitled and we will make recommendations for further improvements in future legislation. We believe that the concerns of our spouses are imperative and will see that better communication with these individuals is fostered. To this end please be assured that the Director of Personnel and I will be actively pursuing these efforts. We will keep you posted on our progress on this issue including any briefings you may desire.

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Deputy Director for Administration

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(17 Nov 88)

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